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In re Application of: Curkendall et al

Group Art Unit: 3627

Serial No.: 10/795,871

Filed: 03/08/2004

Examiner: Sheikh, Asfand M.

For: Method and system for anonymous trace-back of food item label claims

Commissioner of Patents and Trademarks
P.O. Box 1450
Arlington, VA 22313-1450
Via EFS

RESPONSE TO OFFICE ACTION

1. This AMENDMENTS AND RESPONSE TO OFFICE ACTION is presented in response to the Office Action mailed January 22, 2009.
2. A one-month extension of time and fee are filed by EFS-web.

§ 103 Rejections

2. Claims 1-20 have been rejected as being unpatentable over Pickett (US6,671,698) in view of Zubeldia (US6,397,224) and Regnier (6,134,549); or those references and Thorvaldson (6546304).
3. Applicants respectfully traverse the claims rejections.
4. Applicants argue that the Examiner's combination of Pickett (US6,671,698), Zubeldia (US6,397,224), and Regnier (6,134,549) is based on hindsight. Pickett teaches harvested crops; Zubeldia teaches an anonymous linking of data records, such as in health care applications; and Regnier teaches a client/server computer system having securable views.

5. None of the cited references appears to teach or suggest the extraction of the transformational state of a food item as claimed in the independent claims 1, 5, 6, 14, and 15 of the current invention.
6. None of the cited references appears to teach or suggest the recording of a label claim or COOL event as claimed in the independent claims 1, 5, 6, 14, and 15 of the current invention
7. Applicants argue that all pending claims are now in condition for allowance.
8. Thank you for your continued assistance in this application.

Dated: May 22, 2009

Respectfully submitted,

____/Rick B. Yeager/ ____

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